

RESOLUTION #13 OF 2019
A RESOLUTION ADOPTING THE NEW KINGSTON SEWER USE LAW

WHEREAS, New York City (“NYC”) provided funding for the Community Wastewater Management Program (“CWMP”), to be administered by the Catskill Watershed Corporation (“CWC”), which is intended to fund the planning, design and construction of community septic systems and/or the creation of septic maintenance districts in the NYC Watershed West of the Hudson River; and

WHEREAS, the Hamlet of New Kingston, Town of Middletown (“Town”), is Identified Community No. 22 of the list of 22 communities lacking community wide wastewater treatment; and

WHEREAS, the Town entered into the Participating Community Agreement with CWC for the study, planning, design and construction of a sewage collection system and/or the creation of a septic maintenance district in the Hamlet of New Kingston in the Town of Middletown (the “Project”); and

WHEREAS, in connection with the construction of the Community Wastewater Treatment System, the Town desires to implement a Sewer Use Law governing the use of and connection to the Town's Community Wastewater Treatment System. The New Kingston Sewer District Sewer Use Law also includes a Sewer Rent Law specifying the sewer rate structure and a Sewer Allocation Law defining the procedure for the Town Board to make decisions regarding future connections to the sewer system; and

WHEREAS, the Town's special counsel has prepared a proposed New Kingston Sewer District Sewer Use Law; and

WHEREAS, the Town Board has reviewed and modified the proposed New Kingston Sewer District Sewer Use Law; and

WHEREAS, the Town Board noticed a Public Hearing held on the 10th day of April, 2019 at 6:00 P.M. to provide the public with an opportunity to comment on the proposed Sewer Use Law; and

NOW, THEREFORE, BE IT RESOLVED, that

1. The Town Board has previously determined that the Sewer Use Law, Sewer Rent Law and the Sewer Allocation Law will not have a significant impact on the environment and are consistent with the prior SEQRA findings for this project; and
2. That Sewer Use Law (which incorporates the Sewer Rent Law and Sewer Allocation Law), being Local Law 1 of 2019, is hereby adopted and the Town Clerk is hereby directed to file said Local Law with the Office of the Secretary of State in accordance with State Law.

WHEREUPON, the Resolution was put to a vote and recorded as follows:

Motion made by: Kenneth Taylor

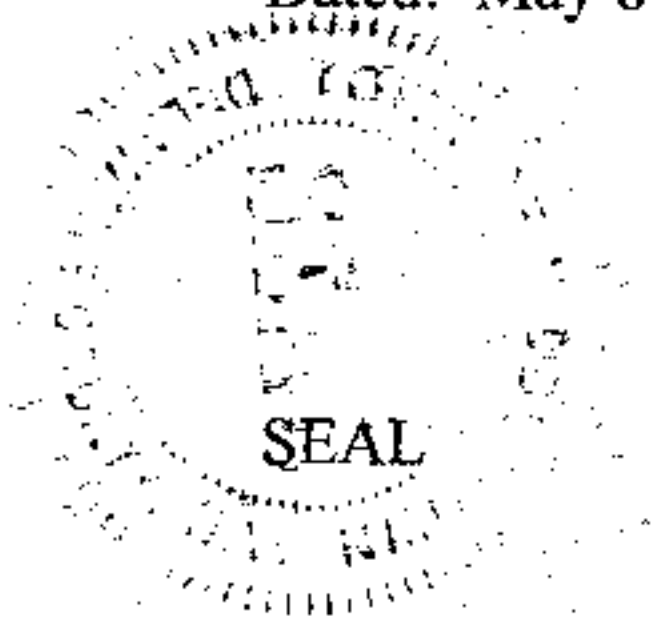
Seconded by: Christopher Dabritz

Resolution adopted by a vote of 5 ayes and 0 nays

I hereby certified that the above resolution was duly adopted by the Town Board of the Town of Middletown at its regular meeting held on May 8th, 2019.

Dated: May 8th, 2019

Patricia F. Kelly
Patricia F. Kelly, Town Clerk
Town of Middletown



STATE OF NEW YORK }
COUNTY OF DELAWARE }
TOWN OF MIDDLETOWN }

I have compared the preceding copy with the original Resolution on file in this office adopted by the Town Board of Middletown at a regular meeting held May 8th, 2019, and I DO HEREBY CERTIFY the same to be a correct transcript therefrom and of the whole of the original. I further certify the vote thereon was as follows:

MEMBERS PRESENT
Supervisor Davis
Councilperson Sweeney
Councilperson Taylor
Councilperson Reischel
Councilperson Dabritz

MEMBERS ABSENT

VOTE
Yea/Nay/Abstain
Yea/Nay/Abstain
Yea/Nay/Abstain
Yea/Nay/Abstain
Yea/Nay/Abstain

Dated: May 8th, 2019

Patricia F. Kelly
Patricia F. Kelly, Town Clerk
Town of Middletown

